THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.13527 OF 2006

ORAL ORDER:

This writ petition filed seeking a declaration that the action of the respondents in seizing the petitioner's goods vehicle bearing registration No.KA 01/A 4367 vide vehicle check report No.380963 dated 29.06.2006, is arbitrary and illegal.

The check report dated 29.06.2006 shows that the vehicle was seized on the allegation that the vehicle was plying violating permit conditions and driving licence was not produced, thereby violated the provisions of the Motor Vehicles Act.

Having regard to the nature of the controversy involved and having heard learned Government Pleader appearing for Transport and keeping in view that the allegations are required to be enquired into by the competent authority, I deem it appropriate to direct the respondents to release the vehicle in question, subject to the condition that the petitioner deposits a sum of Rs.7,500/- (rupees seven thousand and five hundred only), and also furnishing an undertaking that he will not alienate, transfer, encumber or create any third party interest over the vehicle in question till final orders are passed. It is made clear that the amount deposited in pursuance of the orders of this Court shall be subject to the out come of the enquiry.

Accordingly, the Writ Petition is disposed of leaving it open to respondents to proceed with the enquiry in accordance with law. No costs.

(G. ROHINI, J.)

6th July, 2006.
Kgr
Operative portion by wire at party's cost.

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.13527 OF 2006

6th July, 2006.

Between:

T. Mahabusha. .. Petitioner.

And

The Deputy Transport Commissioner,
And Secretary, Regional Transport Authority,
Vijayawada and another. .. Respondents.